



Practitioner's Docket No. 2229/134

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jensen et al.

Atty. Docket: 2229/134

Serial No.: 10/643,147

Art Unit: 3748

Date Filed: 08-18-2003

Examiner: H. Nguyen

Invention: Metering Fuel Pump

**Commissioner for Patents
Alexandria, VA 22313-1450**

**STATEMENT FOR SUPPLEMENTAL INFORMATION DISCLOSURE UNDER
37 CFR § 1.97(e)**

CERTIFICATE of MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

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Date: August 3, 2005

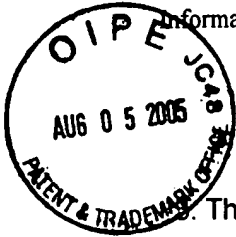
Signature

John L. Conway

(type or print name of person certifying)

08/08/2005 FMETEKI1 00000017 194972 10643147

01 FC:1806 180.00 DA



Identification of Person(s) Making Statement

The person making this statement is

(check each applicable item)

- (a) ☐ the inventor(s) who signs below

SIGNATURE OF INVENTOR

(type or print name of inventor who is signing)

- (b) ☐ an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c))

SIGNATURE OF INVENTOR

(type or print name of inventor who is signing)

- (c) ☒ the practitioner who signs below on the basis of the information:

(check each applicable item)

- ☐ supplied by the inventor(s).
- ☐ supplied by an individual associated with the filing and prosecution of this application. (37 C.F.R. § 1.56(c))
- ☒ in the practitioner's file.

Reg. No.: 48,241

Tel. No.: 617/443-9292

Customer No.: 002101



SIGNATURE OF PRACTITIONER

John L. Conway

(type or print name of person certifying)

Bromberg & Sunstein LLP

125 Summer Street

Boston, MA 02110-1618

**IDENTIFICATION OF INFORMATION DISCLOSURE STATEMENT FOR WHICH THIS
STATEMENT IS BEING MADE**

1. This statement is being made for the Information Disclosure Statement
☒ accompanying this statement.

2. I, the person(s) signing below state:

☒ that each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. 37 C.F.R. § 1.97(e)(1)



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Alexandria, VA 22313-1450**

INFORMATION DISCLOSURE STATEMENT

CERTIFICATE UNDER 37 C.F.R. § 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
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37 C.F.R. § 1.10*

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☐ transmitted by facsimile to the Patent and Trademark Office

Date: August 3, 2005

Signature

John L. Conway

(type or print name of person certifying)

NOTE: "An information disclosure statement shall be considered by the Office if filed by the applicant within any one of the following time periods:

- (1) Within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
- (2) Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application;
- (3) Before the mailing date of a first Office action on the merits; or
- (4) Before the mailing date of a first Office action after the filing of a request for continued examination under § 1.114."

37 C.F.R. § 1.97(b).

NOTE: "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section." 37 C.F.R. § 1.56(a).

"Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) each inventor named in the application;
- (2) each attorney or agent who prepares or prosecutes the application; and
- (3) every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application." 37 C.F.R. § 1.56(c).

NOTE: The "duty as described in § 1.56 will be met so long as the information in question was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98 before issuance of the patent." Notice of January 9, 1992, 1135 O. G. 13 -25 at 17.

WARNING: "No information disclosure statement maybe filed in a provisional application." 37 C.F.R. § 1.51(d).

List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:
(check sections forming a part of this statement: discard unused sections and number pages consecutively)

1. ☒ Preliminary Statements
2. ☒ FORMS PTO/SB/08A and 08B (formerly FORM PTO-1449)
3. ☐ Statement as to Information Not Found in Patents or Publications
4. ☐ Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted
5. ☐ Cumulative Patents or Publications
6. ☒ Copies of Listed Information Items Accompanying This Statement
7. ☐ Concise Explanation of Non-English Language Listed Information Items
 - 7A. ☐ EPO Search Report
 - 7B. ☒ English Language Version of EPO Search Report
8. ☐ Translation(s) of Non-English Language Documents
9. ☐ Concise Explanation of English Language Listed Information Items (Optional)
10. ☒ Identification of Person(s) Making This Information Disclosure Statement

(complete the following, if appropriate)

Sections _____, respectively, have been continued on ADDED PAGE(S).

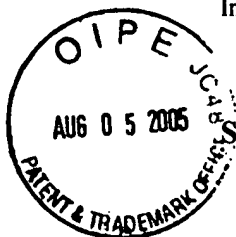
NOTE: "Once the minimum requirements are met the examiner has an obligation to consider the information." Notice of April 20, 1992 (1138 O.G. 37-41, 37).

Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

**SECTION 2. FORMS PTO/SB/08A and 08B (formerly Form PTO-1449)****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Jensen et al.

Atty. Docket: 2229/134

Serial No.: 10/643,147

Art Unit: 3748

Date Filed: 08-18-2003

Examiner: H. Nguyen

Invention: Metering Fuel Pump

**LIST OF PATENTS AND PUBLICATIONS FOR APPLICANTS'
INFORMATION DISCLOSURE STATEMENT****United States Patents**

Examiner Initials	Reference Number	Document Number	Issue Date	Inventor
	AG-4	4,410,302	Oct. 18, 1983	Chiba et al.
	AG-5	6,024,071	Feb. 15, 2000	Heimberg et al.

Foreign Patent Documents

Examiner Initials	Reference Number	Document Number	Issue Date	Country
	AG-6	EP 1 306 544 A1	02-05-03	Europe
	AG-7	JP 2003113732	04-18-03	Japan

Other Documents

Examiner Initials	Reference Number	Author	Title of Article, Title of Item, Date, Page(s), Volume-Issue Number(s)	
Examiner Initials	Reference Number	Author	Date	Title
	AG-8		18/08/04	International Search Report

Examiner Signature: _____

Date Considered: _____

NOTE FOR EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance AND not considered. Include copy of this form with next communication to applicant.

Section 6. Copies of Listed Information Items Accompanying This Statement

NOTE: 37 C.F.R. § 198(a)(2) requires that any information disclosure statement filed under § 1.97 shall include:

"A legible copy of.:

- (i) Each U.S. patent application publication and U.S. and foreign patent;*
- (ii) Each publication or that portion which caused it to be listed,*
- (iii) For each cited pending U.S. application, the application specification including the claims, and any drawing of the application, or that portion of the application which caused it to be listed including any claims directed to that portion. . .*

Legible copies of all items listed in Forms PTO/SB/08A and 08B (formerly Form PTO-1449) accompany this information statement.

(complete the following, if applicable)

Exception(s) to above:

US patent application publications and U.S. patents.

**Section 7A. Concise Explanation of Non-English Language Listed
Information Items-EPO Search Report**

The relevance with respect to the following citations listed on Forms PTO/SB/08A and 08B (formerly Form PTO-1449):

Japanese Patent JP 2003113732

is submitted on the basis of the accompanying International Search Report for International Application No. PCT/US2004/026901, filed on 18 August 2004 .

(Information Disclosure Statement - Section. 7A. Concise Explanation of Non English Language Listed
Information Items [6-1]-page 6 of 7)

Section 10. Identification of Person(s) Making This Information Disclosure Statement

The person making this statement is

(check each applicable item)

- (a) ☐ the inventor(s) who signs below

SIGNATURE OF INVENTOR

(type or print name of inventor who is signing)

- (b) ☐ an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c))

SIGNATURE OF INVENTOR

(type or print name of inventor who is signing)

- (c) ☒ the practitioner who signs below on the basis of the information:

(check each applicable item)

- ☐ supplied by the inventor(s).
- ☐ supplied by an individual associated with the filing and prosecution of this application. (37 C.F.R. § 1.56(c))
- ☒ in the practitioner's file.

Reg. No.: 48,241

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Customer No.: 002101



SIGNATURE OF PRACTITIONER

John L. Conway

(type or print name of person certifying)
Bromberg & Sunstein LLP
125 Summer Street
Boston, MA 02110-1618

(Information Disclosure Statement-Section 10. Identification of Person(s) Making This Information Disclosure Statement [6-1]-

02229/00134 420945.1



Information disclosure statement for Appl. No. 10/643,147

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**TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT AFTER MAILING DATE OF FINAL ACTION OR NOTICE OF
ALLOWANCE BUT BEFORE PAYMENT OF ISSUE FEE (37 C.F.R. § 1.97(d))**

CERTIFICATE of MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

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FACSIMILE

☒ deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: August 3, 2005


Signature

John L. Conway

(type or print name of person certifying)

**IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

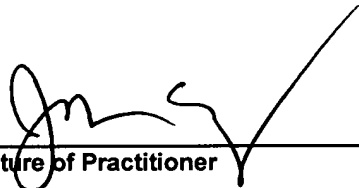
1. The information disclosure statement submitted herewith is being filed after a final action under §1.113 or a notice of allowance under §1.311 whichever occurs first, but before or simultaneously with the payment of the issue fee.. 37 C.F.R. § 1.97(b).
2. In accordance with the requirements of 37 C.F.R. §1.97(d):
 - A. Accompanying this transmittal is a statement, as specified in 37 C.F.R. §1.97(e).
 - B. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 C.F.R. §1.97(d)(2).
 - C. Applicant submits the petition fee set forth in §1.17(p) (\$180.00).
3. Method of Payment of Fee Due.

☒ Charge deposit account 19- 4972

Reg. No.: 48,241

Tel. No.: 617/443-9292

Customer No.: 002101



Signature of Practitioner

John L. Conway

Bromberg & Sunstein LLP
125 Summer Street, Boston, MA 02110